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DENNIS HART AND RON MILLER

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA

20 DENNIS HART AND RON MILLER,

Case No.: C 07-05845 MMC

21 Plaintiffs,

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
PROPOSED ORDER**

22 v.

23 CITY OF ALAMEDA,

24 Defendant.

1 IT IS HEREBY STIPULATED AND AGREED by Plaintiffs and Defendant, through
2 their respective counsel, that the February 5, 2010 Case Management Conference should be
3 continued for approximately sixty (60) days to give the parties additional time to attempt to
4 resolve this matter, given that the Court's ruling on the parties' cross-motions for partial
5 summary judgment has decided the key legal issues. The parties have participated in a
6 settlement conference and anticipate further discussions through the month of March. At that
7 time, the parties will be in a better position to identify whether they have reached a resolution,
8 whether the intervention of a third party or additional discovery is appropriate to facilitate
9 resolution, or whether the parties intend to proceed to trial with the remaining claims.

10
11 Date: January 25, 2010

BERRY WILKINSON LAW GROUP

12 By: _____ /s/
13 ALISON BERRY WILKINSON
14 Attorneys for Plaintiffs
DENNIS HART AND RON MILLER

15 Date: January 25, 2010

WILEY PRICE & RADULOVICH, LLP

16 By: _____ /s/
17 IAN P. FELLERMAN
18 Attorneys for Defendant
CITY OF ALAMEDA

19 ORDER

20 Pursuant to Stipulation of the parties, the Court hereby Orders that the Case Management
21 Conference scheduled for February 5, 2010 is continued to April 9, 2010 at 10:30 a.m., with
22 an updated Joint Case Management Statement to be filed by the parties seven days prior thereto.
23

24 Date: January 26, 2010


United States District Court Judge